

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF NORTH CAROLINA**

United States of America,
Plaintiff;
v.
Alamance County, *et al.*,
Defendants.

No. 11-cv-507

**UNITED STATES' UNOPPOSED
MOTION TO DISMISS THE
AMENDED COMPLAINT AS MOOT**

The United States respectfully asks this Court to dismiss its Amended Complaint, ECF No. 17, and this action with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2). In support of this Motion, the United States submits its Memorandum of Law and Exhibit A. As set forth in the Memorandum of Law, the United States has concluded its 27-month investigation of the Alamance County Sheriff's Office ("ACSO") and today issued the formal Findings of that investigation. The United States no longer seeks to interview ACSO personnel for investigative purposes. Accordingly, the United States' claim regarding the application of North Carolina Rule of Professional Conduct 4.2 is moot because there is no "actual controversy" ripe for declaratory relief. Counsel for Alamance County and Sheriff Johnson consent to this request.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that the foregoing United States' Motion To Dismiss the Amended Complaint as Moot was served through the electronic filing service on September 18, 2012, to the following individuals:

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